IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

THURSDAY, THE 22ND FEBRUARY 2007 / 3RD PHALGUNA 1928

WP(C).No. 24059 of 2005(L)

PETITIONER:

R. SETHUMADHAVAN, S/O. SANKARAN NAIR,
AGED 61 YEARS, NO OCCUPATION, RESIDING AT
PARIYARATHU VEEDU, ERAVIMANGALAM P.O.,
MALAPPURAM DISTRICT.

BY ADV. SRI.V.RAMKUMAR NAMBIAR

RESPONDENTS:

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1. KERALA STATE ELECTRICITY BOARD
REP. BY ITS SECRETARY, VAIDYUTHI BHAVAN,
THIRUVANANTHAPURAM.

2. THE CHIEF ENGINEER (HRM),
K.S.E.B., VAIDYUTHI BHAVANAM,
THIRUVANANTHAPURAM.

3. EXECUTIVE ENGINEER (ELECTRICAL SECTION)
K.S.E.B., PERINTHALMANNA.

BY ADV. SRI.K.S.ANIL, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

EXT.P1-TRUE COPY OF THE LETTER DATED 19.11.1993 BY THE DEPUTY CHIEF ENGINEER, PALAGHAT TO THE EXECUTIVE ENGINEER ELECTRICAL DIVISION, PERINTHALMANNA/

EXT.P2-TRUE COPY OF REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE THE CHAIRMAN

EXT.P3-TRUE COPY OF COMMUNICATION DATED 24.3.2003 TO THE EXECUTIVE ENGINEER, ELECTRICAL DIVISION, PERINTHALMANNA

EXT.P4-TRUE COPY OF REPRESENTATION DATED 25.5.2005 SUBMITTED BY THE PETITIONER BY REGISTERED POST

EXT.P5-TRUE COPY OF AKCNOWLEDGMENT CARD DATED 11.6.2005.

// TRUE COPY //

T.R. Ramachandran Nair, J.

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W.P.(C).NO.24059 of 2005-L

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Dated this the 22nd day of February, 2007

JUDGMENT

The petitioner retired from service on 30.9.1999 as Asst. Lineman at Valanchery Electrical Major Section Office. The writ petition is filed for a direction to the respondents to grant pension and retirement benefits to the petitioner with interest. The respondents have not filed any counter affidavit in the matter. It is seen that pursuant to the interim order passed by this Court dated 19.10.2005, a portion of the Provident Fund amounting to Rs.50,000/- has been disbursed to the petitioner. The petitioner submits that he has not been released the eligible Death-cum-Retirement Gratuity, the balance amount of Provident Fund account and all other retirement benefits. The monthly pension has also not been sanctioned.

2. Already seven years have elapsed after the retirement of the petitioner. It is evident that there is culpable delay in sanctioning pension and in releasing the retirement benefits to the petitioner. The petitioner is said to be suffering from serious ailments and is partially paralyzed. In these circumstances, I find no justification for delaying the matter further.

3. The respondents are therefore directed to pass orders sanctioning

the pension, D.C.R.G. and other retirement benefits, if any, and disburse the same to the petitioner along with the balance amount in the Provident Fund account, within a period of three months from today. I further direct that since it is a case where the petitioner has retired from service seven years back, the respondents should see that action is taken as directed above, with utmost expedition.

The writ petition is disposed of in the above terms.

(T.R. Ramachandran Nair, Judge.)

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